IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

WRIT PETITION NO.1440 OF 2007

Mahinder Kumar. ...Petitioner.
Versus
The National Bank for Agriculture
& Rural Development (NABARD)& Ors. ...Respondents.

.....

Mr.Ahmed Abdi i/b. M/s. Abdi & Co. for the Petitioner.
Mr.S. U. Kamdar i/b. Mr.S. P. Bharti for Respondent Nos.1 to 3.

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CORAM : SMT.RANJANA DESAI &
DR. D.Y. CHANDRACHUD, JJ.

October 1, 2007.

P.C.:

The Learned Counsel appearing for the Petitioner states that in view of the statement made by Mr.B. Swaminathan, Assistant General Manager of Respondent No.1 in paragraph 3 of his affidavit dated 18th September 2007, he has instructions to withdraw the petition without prejudice to the Petitioner's right to challenge the order dated 29th August 2007 passed by the Competent Authority in the disciplinary proceedings.

2. The said paragraph reads as under

> "3. I say that the competent authority in the case of the Petitioner has already passed an order on 29th August 2007 in disciplinary proceedings initiated against the Petitioner and has imposed penalty for deducting one increment from the salary of the Petitioner for a period of one year. I say that since the Competent Authority has now passed the order referred to hereinbefore, the Respondent Bank shall now consider the Petitioner's case in accordance with the rules/circulars etc. applicable to the employees of the Respondent Bank."

3. In the circumstances, the petition is disposed of as withdrawn. All contentions raised by the Petitioner are kept open.

SMT.RANJANA DESAI, J.

DR. D.Y. CHANDRACHUD, J.